

Notice to Vendor Applicants

DGC-APP 023 (Rev. 7/03)

**DEPARTMENT OF JUSTICE
DIVISION OF GAMBLING CONTROL****NOTICE TO VENDOR APPLICANTS****AUTHORITY**

The California Tribal-State Gaming Compact (Compact), and the Gambling Control Act (Act), Business & Professions Code section 19800 et seq.

PURPOSE

To protect the public safety by ensuring that gambling establishments are free from criminal and corruptive elements. The required information is used to determine the suitability of the applicant to be associated with a Tribal Gaming Agency.

BURDEN OF PROOF

An applicant is seeking the granting of a privilege. The burden of proving his/her qualifications is at all times on the applicant.

DISCLOSURE OF INFORMATION

An applicant may be denied a Finding of Suitability for failing to provide all information, documentation and assurances as required by the Compact, Act, or by the Division. Failure to reveal any material facts, or providing misleading or untrue information as to a material fact is also grounds for denial.

WAIVER OF CLAIM FOR DAMAGES

An applicant accepts any risk of adverse reaction, financial loss, or public notice which may result from any action taken with respect to an application. By filing an application, an applicant expressly waives any claim for damages as a result of any action taken with respect to that application.

WITHDRAWAL OF AN APPLICATION

An application may not be withdrawn without the permission of the California Gambling Control Commission.

PRIVACY NOTIFICATION

As required by the Act, the California Gambling Control Commission shall maintain a file of all applications for a Finding of Suitability, together with a record of all action taken with respect to those applications. The file and record shall be open for public inspection. The Division is authorized by law to disclose certain confidential applicant information to local law enforcement agencies or other governmental agencies.

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LICENSE FEES

Full payment of all fees for a Finding of Suitability shall be assessed against the Gambling Resource Supplier. Such fees must be received by the Division prior to a Finding of Suitability.

FINGERPRINTS

California residents must take the attached Request for Live Scan Service form (BCII 8016) to one of the specified locations on the attached list whereupon fingerprints will be processed via Live Scan. Contact the Live Scan facility to determine if an appointment for fingerprinting is required and their preferred method of payment for the rolling fee. Once you have been fingerprinted, you must return the second copy of the Request for Live Scan Service form to the Division with your application package.

Non-California Residents: Out of state applicants must utilize the fingerprint cards provided in the Application for Finding of Suitability. Both cards must be taken to the local law enforcement agency where rolled fingerprints will be processed. Both fingerprint cards must be returned with the application package.

APPLICANT'S RESPONSIBILITY

It is the responsibility of each applicant to comply with the Compact and Act governing Tribal gaming in California.

As an applicant for a Finding of Suitability, it is your responsibility to ensure that you thoroughly understand the questions in this application. If you do not understand the questions, it is your responsibility to obtain appropriate, competent assistance in order to fully and accurately complete the application.

After the Application for Finding of Suitability has been completed and submitted to the Division, it is the responsibility of the applicant and/or Gaming Resource Supplier (Vendor) to notify the Division of any changes that would alter or delay the background investigation process. For example, the Division should be notified immediately of any changes to business entities as it relates to Section 6.4.7 of the California Tribal-State Gaming Compact; change of address and/or telephone number; submission of applications with Tribal Gaming Agencies or other state gaming agencies that were not previously reported to the Division.